IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CRIMINAL APPLICATION (HABEAS CORPUS) NO. 13504 of 2026

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DINESHBHAI @ DILIPBHAI RANABHAI MAKWANA

Versus

STATE OF GUJARAT & ORS.

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Appearance:
MR SANDIP M PATEL(5649) for the Applicant(s) No. 1
NOTICE NOT RECD BACK for the Respondent(s) No. 2,3,4
MR ROHAN RAVAL APP for the Respondent No. 1

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CORAM: **HONOURABLE MR. JUSTICE ILESH J. VORA**
and
HONOURABLE MR. JUSTICE R. T. VACHHANI

Date : 07/10/2026

ORAL ORDER
(PER : HONOURABLE MR. JUSTICE ILESH J. VORA)

1. We have heard learned counsel Mr. Sandip Patel and Mr. Rohan Raval, learned APP for the respective parties.

2. Petitioner husband is seeking custody of three minor children on the ground mentioned in the application. The wife of the petitioner has joined virtually from Surat. According to her statement, she is living with three children and as such there is no financial issue in bringing up the children.

3. In that view of the matter, learned counsel Mr. Patel, upon instructions, does not press this petition and seeks permission to avail appropriate remedy before the competent Court.

4. With the aforesaid liberty, present petition stands disposed of. Notice discharged. It is clarified that as and when any application seeking custody of minor children will file, the Court concerned shall decide it in accordance with law and the present proceedings shall not come into the way in claiming the custody.

(ILESH J. VORA,J)

(R. T. VACHHANI, J)

P.S. JOSHI

Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: PALLAV SUBHASHCHANDRA JOSHI(HC00177), Principal Pvt. Secretary, at High Court of Gujarat on 07/10/2026 16:51:52